

(Rev. 5/05)

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §1983

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

(1) Charles F. Cardone 098159-SBI
(Name of Plaintiff) (Inmate Number)

1181 Paddock Road
Smyrna DE 19977

(Complete Address with zip code)

(2) _____
(Name of Plaintiff) (Inmate Number)

(Complete Address with zip code)

(Each named party must be listed, and all names
must be printed or typed. Use additional sheets if needed)

vs.

(1) Warden Thomas Carroll
(2) DOC-DEL Classification Board
(3) Anthony J. Rendina
(Names of Defendants)

(Each named party must be listed, and all names
must be printed or typed. Use additional sheets if needed)

I. PREVIOUS LAWSUITS

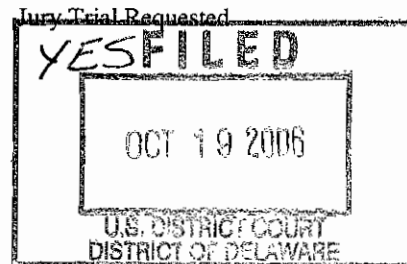
A. If you have filed any other lawsuits in federal court while a prisoner, please list the caption and case number including year, as well as the name of the judicial officer to whom it was assigned:

06-151-KAJ
06-177-KAJ
06-152-KAJ
05-536-KAJ

- 06 - - 646

(Case Number)
(to be assigned by U.S. District Court)

CIVIL COMPLAINT



II. EXHAUSTION OF ADMINISTRATIVE REMEDIES

In order to proceed in federal court, you must fully exhaust any available administrative remedies as to each ground on which you request action.

- A. Is there a prisoner grievance procedure available at your present institution? ••Yes••No
- B. Have you fully exhausted your available administrative remedies regarding each of your present claims? ••Yes••No
- C. If your answer to "B" is Yes:
1. What steps did you take? Since AUG. 11, 2005, to present date, I filed formal grievances and sent numerous letters to defend.
 2. What was the result? I have gotten no response to steps taken in #1 nor have I had any hearing hearings in re alleged behavior placing me in Maximum Security Status.
- D. If your answer to "B" is No, explain why not: _____

III. DEFENDANTS (in order listed on the caption)

- (1) Name of first defendant: Thomas Carroll
- Employed as Warden at Delaware Correctional Center
- Mailing address with zip code: 1181 Paddock Road
Smyrna, DE 19977
- (2) Name of second defendant: Dept. of Corrections, Delaware
- Employed as Classification Board at Delaware Prisons
- Mailing address with zip code: State of Delaware - Dept. of Correction
Bureau of Prisons - 245 McKee Road - Dover, DE 19904
- (3) Name of third defendant: Anthony J. Rendina
- Employed as Inmate Classification at Administrator, at - DE Correc. Center
- Mailing address with zip code: State of Delaware - Dept. of Correction, Bureau
of Prisons - 245 McKee Road, Dover, DE 19904
- (List any additional defendants, their employment, and addresses with zip codes, on extra sheets if necessary)

IV. STATEMENT OF CLAIM

(State as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach no more than three extra sheets of paper if necessary.)

1. On July 29, 2005, I was sentenced to 14 years at level 5 incarceration suspended for the balance to be served at level 3 probation after successful completion of the Greentree Program and The Crest Program. On August 11, 2005, I was placed
2. in Maximum Security status by Delaware Department of Corrections and Delaware Bureau of Prisons, where I am at present date of this §1983 civil action. I have submitted numerous letters to Warden Thomas Carroll, Classification
3. administrator Anthony Rendine and various Secured Housing Unit counselors (Mr. Simms, Mrs. Forbes-Shrader, and Ms. Johnson, et al. I have had no satisfactory responses. Mr. Simms, Mrs. Forbes-Shrader, and Mr. Rendine have responded by sending me inconclusive, irrelative, irrelevant, letters.

V. RELIEF

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. I want this court to order defendants to place me in general population so I may attend and complete the 2 programs Judge T. Henley Graves sentenced me to on July 29, 2005...

2. I want the Court and/or the jury to award
me compensatory, punitive, and psychological
damages in the amount of millions of ^{dollars} ~~damages~~
for the defendants' irrefutable, and criminal
and complete disregard of a Superior Court's Judge's
orders.
3. I want the dismissal (job) of my named
defendants and any and all persons found,
in the course of this §1983, to have knowingly
violated my constitutional protection of due process
against their (defendants) arbitrary governmental actions
which arbitrarily and purposelessly punishes me by
segregating me to my past and present status.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 11th day of October, 2006.

Charles F. Cardone Pro se

(Signature of Plaintiff 1)

(Signature of Plaintiff 2)

(Signature of Plaintiff 3)

IM Charles F. Cardone
SBI# 098159 UNIT Bldg. (21) 915
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Legal mail

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* Office of the Clerk *

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Wilmington

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